

**To:** Marty Gray[martygray@utah.gov]  
**Cc:** Beeler, Cindy[Beeler.Cindy@epa.gov]  
**From:** Smith, Claudia  
**Sent:** Wed 8/31/2016 6:12:10 PM  
**Subject:** RE: [SPAM] Re: Indian Country FIP

Let me clarify, that if we were to receive an application for such a source in Indian country, we would evaluate necessary controls on a case-specific basis, but we have not received any applications thus far, only existing true minor source registrations. EPA (HQ) does not feel there is enough information yet to impose standards for this specific emission source on a national basis. They have been looking into it and participated in studies, as seen in the oil and gas white papers, and the recent NSPS OOOO revisions and OOOOa rulemaking I believe discusses why they are not pursuing national standards for wastewater ponds at this time.

Thanks,

Claudia

**From:** Marty Gray [mailto:martygray@utah.gov]  
**Sent:** Wednesday, August 31, 2016 11:58 AM  
**To:** Smith, Claudia <Smith.Claudia@epa.gov>  
**Subject:** Re: [SPAM] Re: Indian Country FIP

OK Claudia. I'll send you data from these operations as we get it.

On Wed, Aug 31, 2016 at 11:48 AM, Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)> wrote:

Marty,

We agree and are researching the impacts on an ongoing basis, but unfortunately, EPA has taken the stance thus far that there is not enough information to adequately regulate them at this point. Any data and other information you all have will be useful in eventually regulating them. Cindy Beeler, our energy advisor would be a good person to talk to about this, as she has participated in some of the studies. I've copied her on this response.

Thanks,

Claudia

**From:** Marty Gray [mailto:[martygray@utah.gov](mailto:martygray@utah.gov)]  
**Sent:** Wednesday, August 31, 2016 11:44 AM  
**To:** Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>  
**Subject:** Re: [SPAM] Re: Indian Country FIP

They aren't typically major sources but they are a source of VOCs and HAPs that can have an impact in an area with PM2.5 and ozone issues. The comment we hear from the sources as we work on the permits is if the cost gets too high the producers will ship their wastewater to Indian Country.

On Wed, Aug 31, 2016 at 11:38 AM, Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)> wrote:

Marty,

We are working on a draft proposed FIP for existing oil and gas sources on the Reservation, but it does not propose to cover waste water evaporation ponds.

Thanks,

Claudia

**From:** Marty Gray [mailto:[martygray@utah.gov](mailto:martygray@utah.gov)]  
**Sent:** Wednesday, August 31, 2016 11:37 AM  
**To:** Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>  
**Subject:** [SPAM] Re: Indian Country FIP

Hi Claudia. I thought there was a FIP being developed to manage oil and gas issues on Indian Land. I guess that doesn't come until there is a nonattainment designation. We are working on a BACT right now that will apply to four oil & gas wastewater ponds we are in the process of permitting. As soon as we have something I will forward it to you.

On Fri, Aug 26, 2016 at 10:43 AM, Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)> wrote:

Hi, Marty,

We do not currently have any permit applications for such sources on the Indian country lands within the Uintah and Ouray Indian Reservation, but are very interested in the limits you are developing, as we may potentially start receiving new source applications starting October 3, 2016.

Thanks,

Claudia

**From:** Rothery, Deirdre  
**Sent:** Thursday, August 25, 2016 5:14 PM  
**To:** Marty Gray <[martygray@utah.gov](mailto:martygray@utah.gov)>  
**Cc:** Smith, Claudia <[Smith.Claudia@epa.gov](mailto:Smith.Claudia@epa.gov)>; Morales, Monica <[Morales.Monica@epa.gov](mailto:Morales.Monica@epa.gov)>  
**Subject:** Re: Indian Country FIP

Hi Marty, I am cc'ing Claudia and Monica on this email so they can follow up with you. I am no longer in the air program. Take care, Dee

Sent from my iPhone

On Aug 25, 2016, at 4:39 PM, Marty Gray <[martygray@utah.gov](mailto:martygray@utah.gov)> wrote:

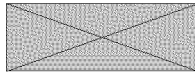
Hi Dee. We are working on permitting some product recovery operations for

wastewater from the oil and gas industry. These are typically just gravity separation process where the recovered product is stored in tanks and the wastewater is discharged to surface impoundments. We are working on a BACT analysis for these operations. Are you setting limits for these types of operations in the Indian Country FIP. We want to try to establish a level playing field in Utah for these operations. Are you available to talk about this next week. Let me know. Thanks.

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**Marty Gray | Program Manager | Major New Source Review**

Phone: 801.536.4151



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**Marty Gray | Program Manager | Major New Source Review**

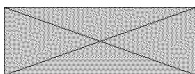
Phone: 801.536.4151



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